

FILED

DISTRICT COURT OF GUAM

MAR 21 2007 *BN*

MARY L.M. MORAN
CLERK OF COURT

7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE DISTRICT OF GUAM

9 UNITED STATES OF AMERICA,

CIVIL CASE NO. 98-00061

10 Plaintiff,

11 vs.

ANSWER OF THE GARNISHEE

12 GERTRUDE CRUZ,
13 aka GERTRUDE C. JACKSON,
14 aka TRUDY CRUZ,

15 Defendant,

16 WEBCO GENERAL PARTNERSHIP,

17 Garnishee.

18
19 ANSWER OF THE GARNISHEE

20 Connie Hawthorne, BEING DULY SWORN DEPOSES AND SAYS:
21 (Affiant)

22 IF GARNISHEE IS AN INDIVIDUAL:

23 That he/she is Garnishee herein doing business in the name of _____

24 Webco General Partnership

25 (State full name and address of business)

26 IF GARNISHEE IS A PARTNERSHIP:

27 That he/she is a member _____ of

28 a partnership composed of which Garnishee is a partner.

1 IF GARNISHEE IS A CORPORATION:

2 That he/she is the (State Official Title) _____ of
3 Garnishee, _____ a corporation, organized under the laws of
4 the _____.

5 IF GARNISHEE IS A GOVERNMENT ENTITY:

6 State name and address of agency, and name and official title of authorized
7 representative: _____
8 _____
9 _____
10 _____

11 1. On _____, 2006, Garnishee was served with the Writ
12 of Continuing Garnishment. For the pay period in effect on the date of service (shown above)

13 Yes No

14 ☒ _____

Defendant was in my/our employ.

15 Pay period is weekly _____, bi-weekly _____, semi-monthly _____, monthly ☒.

16 The Defendant's present pay period began on 2/01/06.

17 (Present means the pay period in which this order and notice of
18 garnishment were served)

19 The Defendant's present pay period ends on 12/31/06

20 Enter amount of net wages. Calculate below:

21 (a) Gross Pay

\$ 2166.67

22 (b) Federal income tax

125.48

23 (c) F.I.C.A. income tax

153.89

24 (d) State/Local income tax

25 Total of tax withholdings

\$ 279.37

26 Net Wages

\$ 1887.30 (a less total of b,c,d)

27 //

28 //

2. Are you aware of any other garnishments, suggestions or levies currently in effect. If the answers is yes, please attach to this Answer a copy of each garnishment, suggestion or levy.

✓ 3. Do you or will you in the foreseeable future, owe the defendant money? If your answer is yes, please provide the amount of money you will owe, the date or dates on which each payment is due, and the reason why you owe or will owe the money to the Defendant:

1. Salary - Earnings _____

2. _____

3. _____

4. If you currently have in your custody, control or possession property (other than earnings) in the form of savings accounts, pensions, thrift plans, etc., in which the Defendant maintains an interest, for each item of property provide the following information:

1. _____
2. _____
3. _____
4. _____

11

1 5. For each item of property (other than earnings) which you expect to obtain
2 custody or possession of in the foreseeable future, provide the following information:

3 <u>Description of</u>	<u>Approximate</u>	<u>Description of</u>	<u>Date you will</u>
4 <u>Property</u>	<u>Value</u>	<u>Debtor's Interest</u>	<u>obtain property</u>
5 1. _____	_____	_____	_____
6 2. _____	_____	_____	_____
7 3. _____	_____	_____	_____
8 4. _____	_____	_____	_____

9 Yes No

10 ✓ 6. Do you make any claim of exemption on the part of
11 Defendant? If yes, please explain the nature and
12 basis of your claim:
13

14 _____
15 _____
16 _____
17

18 Yes No

19 ✓ 7. Do you have any objections to the garnishment of
20 the Defendant? If yes, please explain the nature and
21 basis of your objection:
22

23 _____
24 _____
25 _____
26 //

27 //

28 //

1 8. Check the line below if you deny that you hold property subject to this order of
2 garnishment:

3 _____ [The Garnishee was then in no manner and upon no account indebted or
4 under liability to the Defendant, GERTRUDE CRUZ aka GERTRUDE C.
5 JACKSON aka TRUDY CRUZ, and that the Garnishee did not have in
6 his/her possession or control any property belonging to the Defendant, or
7 in which the Garnishee has an interest; and is in no manner liable as
8 Garnishee in this action.]

9 9. The Garnishee mailed a copy of this answer by first-class mail to (1) the Debtor,
10 GERTRUDE CRUZ aka GERTRUDE C. JACKSON aka TRUDY CRUZ at PMB XXX, 1270
11 N. Marine Dr 101, Tamuning, Guam 96913 and (2) the attorney for the United States, Marivic P.
12 David, Assistant United States Attorney, U.S. Attorney's Office, Sirena Plaza, Suite 500, 108
13 Hernan Cortez Avenue, Hagåtña, Guam 96910-5059.

14
15 WEBCO GENERAL PARTNERSHIP
16 Garnishee

17 By:

18 Connie Hawthorne
19 3635 Concorde Pkwy #700
20 Chantilly, VA 20151
21 703-653-1416

22 Name/address/Phone Number of person preparing Answer

23
24 The foregoing instrument was acknowledged before me this 17th day of January
25 ~~2006~~ 2007

26 Susan Hupis
27 Notary Public

28 My Commission Expires October 31, 2010